

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

CECILIO BADILLO,

Plaintiff,

v.

COMMISSIONER OF SOCIAL SECURITY,

Defendant.

Case No. 1:20-cv-00393-SAB

ORDER RE STIPULATION FOR AWARD
OF ATTORNEY FEES

(ECF No. 33)

Cecilio Badillo (“Plaintiff”) filed the complaint in this action on March 16, 2020. (ECF No. 1.) On October 28, 2021, pursuant to the parties’ stipulation for remand, the Court remanded the action for further proceedings, and entered judgment in favor of Plaintiff. (ECF Nos. 29, 30, 32.) On November 23, 2021, the parties filed a stipulation for the award of attorney fees in the amount of \$1,700.00 pursuant to the Equal Access to Justice Act, 28 U.S.C. § 2412(d) (“EAJA”) and costs in the amount of \$400.00 under 28 U.S.C. § 1920. (ECF No. 33.) The award is without prejudice to the rights of counsel to seek attorney fees under 42 U.S.C. § 406, subject to the offset and savings clause provisions of the EAJA. (See id. at 2.)

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1 Accordingly, IT IS HEREBY ORDERED that, pursuant to the stipulation of the parties,
2 Plaintiff is awarded attorneys' fees and expenses under the EAJA, 28 U.S.C. § 2412(d), in the
3 amount of \$1,700.00 and costs under 28 U.S.C. § 1920 in the amount of \$400.00.

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5 IT IS SO ORDERED.

6 Dated: November 23, 2021


UNITED STATES MAGISTRATE JUDGE